

## CHAPTER 205

H.B. No. 2131

AN ACT

relating to the issuance of a pass for expedited access to the State Capitol.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Subchapter E, Chapter 411, Government Code, is amended by adding Section 411.0625 to read as follows:

*Sec. 411.0625. PASS FOR EXPEDITED ACCESS TO CAPITOL. (a) The department shall allow a person to enter the Capitol and the Capitol Extension, including any public space in the Capitol or Capitol Extension, in the same manner as the department allows entry to a person who presents a concealed handgun license under Subchapter H if the person:*

- (1) obtains from the department a Capitol access pass; and*
- (2) presents the pass to the appropriate law enforcement official when entering the building or a space within the building.*
- (b) To be eligible for a Capitol access pass, a person must meet the eligibility requirements applicable to a license to carry a concealed handgun under Subchapter H, other than requirements regarding evidence of handgun proficiency.*
- (c) The department shall adopt rules to establish a procedure by which a resident of the state may apply for and be issued a Capitol access pass. Rules adopted under this section must include provisions for eligibility, application, approval, issuance, and renewal that:*
  - (1) require the department to conduct the same background check on an applicant for a Capitol access pass that is conducted on an applicant for a concealed handgun license under Subchapter H;*
  - (2) enable the department to conduct the background check described by Subdivision (1); and*
  - (3) establish application and renewal fees in amounts sufficient to cover the cost of administering this section, not to exceed the amounts of similar fees required for a concealed handgun license under Section 411.174.*

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2011.

Passed by the House on April 19, 2011: Yeas 143, Nays 3, 2 present, not voting; passed by the Senate on May 12, 2011: Yeas 31, Nays 0.

Approved May 30, 2011.

Effective May 30, 2011.

## CHAPTER 206

H.B. No. 2488

AN ACT

relating to access to a child's medical records by the child's attorney ad litem, guardian ad litem, or amicus attorney.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 107.006, Family Code, is amended by amending Subsections (a) and (c) and adding Subsections (d), (e), and (f) to read as follows:

(a) ~~In [Except as provided by Subsection (c), in]~~ conjunction with an appointment under this chapter, other than an appointment of an attorney ad litem for an adult or a parent, the

court shall issue an order authorizing the attorney ad litem, guardian ad litem for the child, or amicus attorney to have immediate access to the child and any information relating to the child.

(c) *Without requiring a further order or release, the custodian of a [A] medical, mental health, or drug or alcohol treatment record of a child that is privileged or confidential under other law shall release the record ~~[may be released]~~ to a person authorized to access the record ~~[appointed]~~ under Subsection (a), except that a child's drug or alcohol treatment record that is confidential under 42 U.S.C. Section 290dd-2 may only be released as provided under applicable federal regulations ~~[only in accordance with the other law]~~.*

(d) *The disclosure of a confidential record under this section does not affect the confidentiality of the record, and the person provided access to the record may not disclose the record further except as provided by court order or other law.*

(e) *Notwithstanding the provisions of this section, the requirements of Section 159.008, Occupations Code, apply.*

(f) *Records obtained under this section shall be destroyed on termination of the appointment.*

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2011.

Passed by the House on April 21, 2011: Yeas 148, Nays 0, 1 present, not voting; the House concurred in Senate amendments to H.B. No. 2488 on May 21, 2011: Yeas 141, Nays 0, 2 present, not voting; passed by the Senate, with amendments, on May 19, 2011: Yeas 31, Nays 0.

Approved May 30, 2011.

Effective May 30, 2011.

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## CHAPTER 207

### S.B. No. 1928

#### AN ACT

relating to an African American Texans memorial monument on the Capitol grounds.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Chapter 443, Government Code, is amended by adding Section 443.01526 to read as follows:

*Sec. 443.01526. AFRICAN AMERICAN TEXANS MONUMENT. The State Preservation Board shall establish an African American Texans memorial monument on the State Capitol grounds that pays tribute to the contributions of African Americans to the State of Texas.*

SECTION 2. Subsection (a-1), Section 443.0152, Government Code, is amended to read as follows:

(a-1) Except as provided by Sections 443.01525 and ~~443.01526~~ [448.034], after September 1, 2009, no additional monuments may be placed on the historic grounds of the Capitol.

SECTION 3. Chapter 448, Government Code, is repealed.

SECTION 4. This Act takes effect September 1, 2011.

Passed the Senate on May 19, 2011: Yeas 31, Nays 0; passed the House on May 23, 2011: Yeas 142, Nays 0, one present not voting.

Approved May 30, 2011.

Effective September 1, 2011.